



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

Caroline Kane, Esq. - Nacmias Law Firm, PLLC
592 Pacific Street, 1st Floor
Brooklyn, NY 11217

Summons No: 048287543R et al. (1 Summons)

**THE NEW YORK CITY DEPARTMENT OF
SANITATION,**

-against-

16 CHRISTOPHER STREET LLC

Hearing Date: 02/13/2025

Hearing Location: Remote

Type of Hearing: By Telephone

Total Penalty Amount: **\$50.00**

Community Service(Hr): **Not Applicable**

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
048287543R	Sustained	03/18/2024	16 Christopher Street Manhattan

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	ASP4	A.C. 16-120(A)	Sustained	\$50.00

Findings of Fact & Conclusions of Law

Respondent appeared by its authorized representative Caroline Kane, Esq.

The Summons alleges a violation of AC 16-120(A), Improper Disposal-Bedding, in that, on 3/18/2024 in front of 16 Christopher Street at 7:08pm, the issuing officer observed a mattress not placed on a securely sealed bag, not for collection by the Department. The property is a multiple dwelling.

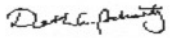
AC 16-120(A) provides that garbage receptacles be covered with lids and that waste separated in different containers. The receptacles shall be kept in receptacles with tight fitting lids.

Respondent moved to dismiss the Summons stating that the cited section of law does not state that a mattress has to be in a securely sealed bag.

This section ensures that waste is kept in a contained and organized manner and that it is separated for proper disposal. the bag is the same as a separate receptacle for waste.

Respondent has not provided a defense to the Summons.

I sustain the Summons.



02/19/2025

02/19/2025

Deborah Schwartz, Hearing Officer

Date